I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Filing Receipt Corrections, Office of Initial Patent Examination, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: February 9, 2005

Docket No.: 60710-00002USC1

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

n re Patent Application of: Charles F. Brunicardi

Application No.: 10/656450

Confirmation No.: 8472

Filed: September 5, 2003

Art Unit: 1632

For: PROMOTER DRIVEN TISSUE SPECIFIC

Examiner: Not Yet Assigned

CYTOTOXIC AGENTS AND METHODS OF

USE

REQUEST FOR CORRECTED FILING RECEIPT

Filing Receipt Corrections Office of Initial Patent Examination **Commissioner for Patents** P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby requests that a corrected Filing Receipt be issued in the aboveidentified patent application. The official Filing Receipt received by Applicant, a copy of which is attached hereto, has an error in the title. Please remove the word "TITLE" in the title.

The title should read as follows:

PROMOTER DRIVEN TISSUE SPECIFIC CYTOTOXIC **AGENTS AND METHODS OF USE**

Applicant additionally requests that all pertinent U.S. Patent and Trademark Office records relating to the subject application be changed to reflect this correction.

Application No.: 10/656450 Docket No.: 60710-00002USC1

Dated: February 9, 2005

Respectfully submitted,

Michael D. Berger Ph.D. Registration No.: 52,616

JENKENS & GILCHRIST, A PROFESSIONAL

CORPORATION

5 Houston Center

1401 McKinney, Suite 2600

Houston, Texas 77010

(713) 286-2018

Attorneys For Applicant



<u>United States Patent and Trademark Office</u>

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Sox 1450 Alexandria, Virginia 32313-1450 www.uspto.gov

FILING OR 371 ART UNIT FIL FEE REC'D ATTY.DOCKET NO DRAWINGS TOT CLMS IND CLMS APPL NO. (c) DATE 10/656.450 09/05/2003 1632 535 60710-00002USC1

CONFIRMATION NO. 8472

UPDATED FILING RECEIPT

OC000000014693816

Tamsen Valoir, Ph.D. Jenkens & Gilchrist A Professional Corporation 1100 Louisiana, Suite 1800 Houston, TX 77002-5214

કેટામાંગાદી છે હાઈમાંગ્રહ DEC 13 2004 RECEIVED

Date Mailed: 12/08/2004

Receipt is acknowledged of this দেব্যালি Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

. () ()

F. Charles Brunicardi, Houston, TX;

Assignment For Published Patent Application

F. Charles Brunicardi, Houston, TX

Power of Attorney:

Margaret Boulware--28708 Tamsen Valoir--41417 J. Benjamin Bai--43481 Lekha Gopalakrishnan-46733 Constance Pielech--46991

Robert Abdon--50996

Domestic Priority data as claimed by applicant

This application is a CON of 09/686,631 10/11/2000 PAT 6,716,824 which claims benefit of 60/224,382 08/09/2000 and claims benefit of 60/161,109 10/22/1999

Foreign Applications

Frank Stall

If Required, Foreign Filing License Granted: 01/30/2004

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/656,450**

Projected Publication Date: 03/17/2005

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Promoter driven tissue specific cytotoxic agents and title-methods of use

Preliminary Class

514

LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR-5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).